

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of Mississippi

DANIEL B. O'FALLON

Plaintiff

v.

CREDIT SMART, L.L.C.

Defendant

Civil Action No.

2:12cv65 KS-MTP

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* CREDIT SMART, L.L.C.
273 WALT WHITMAN ROAD, STE. 310
HUNTINGTON STATION, NY 11746

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

HARRY V. SATTERWHITE
SATTERWHITE, BUFFALOW, COMPTON & TYLER, L.L.C.
1325 DAUPHIN STREET
MOBILE, ALABAMA 36604

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

J.T. NOBLIN

CLERK OF COURT

Date:

April 20, 2012

A. Jackson

Signature of Clerk or Deputy Clerk

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Civil Action No. _____

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (name of individual and title, if any) _____
 was received by me on (date) _____.

☐ I personally served the summons on the individual at (place) _____
 on (date) _____; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____
 _____, a person of suitable age and discretion who resides there,
 on (date) _____, and mailed a copy to the individual's last known address; or

☒ I served the summons on (name of individual) CREDIT SMART, L.L.C., who is
 designated by law to accept service of process on behalf of (name of organization) CREDIT SMART,
L.L.C. on (date) 4/27/2012; or

☐ I returned the summons unexecuted because _____; or

☐ Other (specify): _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00.

I declare under penalty of perjury that this information is true.

Date: 5/10/2012


 Server's signature

HARRY V. SATTERWHITE, ATTORNEY
 Printed name and title

1325 DAUPHIN ST., MOBILE, AL 36604
 Server's address

Additional information regarding attempted service, etc:

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<p>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</p> <p>■ Print your name and address on the reverse so that we can return the card to you.</p> <p>■ Attach this card to the back of the mailpiece, or on the front if space permits.</p>		<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee <i>Michelle Morin</i></p>	
<p>1. Article Addressed to:</p> <p>CREDIT START, L.L.C. 273 WALT WHITMAN RD. #310 HUNTINGTON STATION, NY 11746</p>		<p>B. Received by (Printed Name) <i>Michelle Morin</i></p> <p>C. Date of Delivery <i>4/27</i></p>	
<p>2. Article Number (Transfer from service label)</p> <p>7011 3500 0000 5981 5656</p>		<p>D. Is delivery address different from item 1? If YES, enter delivery address below: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	
<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

UNITED STATES POSTAL SERVICE

First-Class Mail
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• Sender: Please print your name, address, and ZIP+4 in this box •

RECEIVED
MAY 01 2012

HARRY V. SATTERWHITE
 SATTERWHITE, BUFFALOW,
 COMPTON + TYLER, L.L.C.
 1325 DAUPHIN STREET
 MOBILE, AL 36604

O'FALCON